

**FIRST AMENDMENT TO
JOINT POWERS AGREEMENT
BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF SANTA FE COUNTY,
NEW MEXICO
AND THE GREATER CHIMAYO MUTUAL DOMESTIC WATER CONSUMERS
ASSOCIATION CONCERNING JOINT EFFORTS TO PROVIDE REGIONAL WATER
TRANSMISSION FACILITIES TO SERVE THE COMMUNITY OF CHIMAYO**

This Amendment to Joint Powers Agreement is made this ___, day of May, 2009 by and between the Board of County Commissioners of Santa Fe County, New Mexico (hereinafter referred to as "the county"), and the Greater Chimayo Mutual Domestic Water Association (hereinafter referred to as "the Association").

WHEREAS, the County and the Association entered into a Joint Powers Agreement in April of 2008 whereby the County purchased an undivided interest in a Regional Water Transmission Line;

WHEREAS, the County now seeks to increase its undivided interest in the Transmission Line;

WHEREAS, the Association desires to sell to the County an increased interest in the Transmission Line;

WHEREAS, Paragraph 1.2 of the Joint Powers Agreement provides that subsequent purchases of interest in the Regional Water Transmission Line shall be accomplished by amendment to the Joint Powers Agreement.

NOW THEREFORE, the parties mutually agree to amend the Joint Powers Agreement as follows:

1. Paragraph 1.2 of the Joint Powers Agreement is replaced with the following:

The County shall purchase an interest in the property items described in the previous Article in the amount of One Million Dollars (\$1,000,000). Any subsequent purchases of an interest in the Regional Water Transmission Line shall be accomplished by amendment to this Agreement.

2. Paragraph 4.1 of the Joint Powers Agreement is revised so that \$500,000 is replaced with \$1,000,000.

All provisions of the Joint Powers Agreement not amended by this Amendment to Joint Powers Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals by their duly authorized officers, agents or representatives effective as of the date and year first written above.

**THE BOARD OF COUNTY COMMISSIONERS OF
SANTA FE COUNTY, NEW MEXICO**

By: _____

Michael D. Araya, Chair

ATTEST:

Valerie Espinoza, County Clerk

Approved as to form:

Stephen C. Ross, County Attorney



GREATER CHIMAYO MUTUAL DOMESTIC
WATER CONSUMERS ASSOCIATION

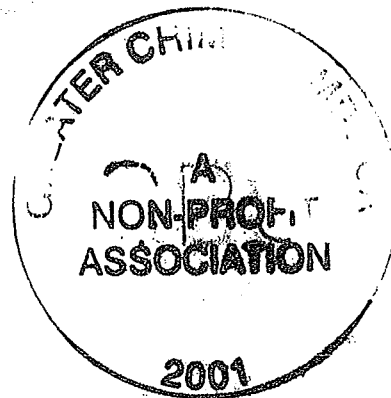
By: *Debra Martinez*
Its President

ATTEST:

Shelley Winkler
Secretary

Approved as to form:

Ed J. Ojillo
Association's Attorney



**APPROVED BY THE DEPARTMENT
OF FINANCE AND ADMINISTRATION**

By: _____

(Title)

(Date)

**APPROVED BY THE NEW MEXICO
STATE BOARD OF FINANCE**

By: _____

Date: _____

